

**CWP-17790-2024**

-1-

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-17790-2024 (O&M)

Date of decision: 29.08.2024

Vikas Jain

....Petitioner

Versus

State of Haryana and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN PALLI
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

Present: Mr. Vineet Kumar Jakhar, Advocate,
for the petitioner.

Mr. Ankur Mittal, Additional Advocate General, Haryana,
Mr. Karan Jindal, Assistant Advocate General, Haryana,
Ms. Kushaldeep Kaur, Advocate.

ARUN PALLI, J. (Oral)

A Certiorari is prayed for, to quash the order dated 08.07.2024 (P-15), as also the demand notice dated 17.05.2023 (P-10), whereby External Development Charges are sought to be recovered from the petitioner, for respondent No.2 has been deliberately changing/altering the terms and conditions of the Change of Land Use dated 18.12.2022 (P-4).

At the outset, learned State counsel, with reference to our order dated 30.07.2024, submits, for the matter is under active consideration of the competent authority of the Department, the concerns of the petitioner, as sought to be raised in the petition, shall also be taken cognizance of and dealt with. Accordingly, it is urged that it would be expedient if the petition is disposed of, at this stage, to enable the respondent authorities to conclusively examine the grievances of the petitioner and pass necessary orders, in accordance with law, as expeditiously as possible. Further, before any such orders are passed, the petitioner shall be heard, for which, a formal communication shall be issued to him, well in advance. However, he fairly submits that in the given circumstances, the impugned order dated 08.07.2024 (P-15), as

also the demand notice dated 17.05.2023 (P-10), be deemed to have been withdrawn/recalled, for the competent authority shall pass orders afresh, as indicated above.

Learned counsel for the petitioner is in agreement with the course suggested by learned State counsel and submits that let this petition be disposed of, in terms of the statement made by him.

In the wake of the position sketched out above and in terms of the statements made by learned counsel for the parties, the petition is accordingly disposed of.

This Court is sanguine that the authorities shall look into the matter in the right earnest. And the appropriate orders shall be passed at the earliest, as undertaken by learned State counsel.

Needless to assert that this order shall not constitute any expression of opinion on the merits of the case of either party, for, as indicated earlier, the competent authority shall examine the concerns/grievances of the petitioner, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

29.08.2024
Ak Sharma

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No